

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

BELL et al.

Serial No. 09/664,444

Filed: September 18, 2000

For: ONCOLYTIC VIRUS



Attention: Application Branch

Atty. Dkt. 2370-63

Date: January 17, 2001

Sector

Assistant Commissioner for Patents
Washington, D.C. 20231

The attached completes filing of the above-identified patent application:

- ☒ Signed Rule 63 Declaration alone OR
☐ Signed Declaration plus attached copy of originally filed specification/drawings.
☒ **NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED form.**
☐ Record and return the attached assignment.
☐ Priority is hereby claimed per Rule 55 & 35 USC119 based on prior foreign application(s) Nos.:

Application Nos.	Country	Filing Date
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respectively.

- ☒ This application is based on the following prior provisional application(s):

Application No.

Filing Date

8 September 2000

UNKNOWN

respectively and priority is hereby claimed therefrom.

Certified copy(ies) of foreign and/or provisional application(s): ☐ attached; ☐ already filed on _____
 in U.S. Application Serial No. _____, filed on _____.

- ☐ The undersigned verifies that the above-identified application is identical to: filed _____, as amended on _____.

- ☒ This application is entitled to "Small entity" status. ☐ "Small entity" statement attached.

- ☐ Also attached:

Fees are attached as calculated below:

Basic filing fee					\$	710.00
Total Effective claims	63	- 20 =	43	x \$	18.00	\$ 774.00
Independent claims	11	- 3 =	8	x \$	80.00	\$ 640.00
If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper)						\$ 0.00
FILING FEE						\$ 2,124.00

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$390.00/2 months; \$890.00/3 months; \$1390.00/4 months) \$ 0.00

Surcharge (\$130.00) if Declaration or filing fee first now submitted \$ 130.00

FIRST SUBTOTAL \$ 2,254.00

If "small entity," enter half (1/2) of subtotal and subtract

SECOND SUBTOTAL \$ 1,127.00

Assignment Recording Fee (\$40.00)

TOTAL FEE ENCLOSED \$ 1,127.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140.** A duplicate copy of this sheet is attached.

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NIXON & VANDERHYTE P.C.

By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: _____

[Signature]



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/664,444	09/18/2000	John C Bell	2370-63

Nixon & Vanderhye P C
1100 North Glebe Road
8th Floor
Arlington, VA 22201



FORMALITIES LETTER



OC000000005562667

Date Mailed: 11/17/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1398.
 - \$774 for 43 total claims over 20.
 - \$624 for 8 independent claims over 3.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2218.

*A copy of this notice **MUST** be returned with the reply.*

GN

Customer Service Center

Initial Patent Examination Division (703) 308-1202

01/19/2001 MMARMOL 00000041 09664444 PART 2 - COPY TO BE RETURNED WITH RESPONSE

01 FC:201	355.00 OP
02 FC:203	387.00 OP
03 FC:202	320.00 OP
04 FC:205	65.00 OP

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11/16/00